



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231 www.uspto.gov

DATE MAILED: 12/11/2001

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/098,366	06/17/1998	NOBUYA HIGASHIYAMA	13237-2150	4032
75	90 12/11/2001			
M TODD MITCHEN			EXAMINER	
MERXHANT & P O BOX 2903			BASHORE, WILLIAM L	
MINNEAPOLIS, MN 55402-0903			ART UNIT	PAPER NUMBER
			2176	

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No. 09/098,366

Applicantion

Higashiyama et al.

Examiner

William L. Bashore

Art Unit 2176



The MAILING DATE of this communication appears	on the cover sheet with the correspondence address
communication Failure to reply within the set or extended period for reply will, b	CFR 1.136 (a). In no event, however, may a reply be timely filed cation.
Status 1) Responsive to communication(s) filed on Oct 3, 20	001
2a) ☐ This action is FINAL . 2b) ☑ This ac	ction is non-final.
3) Since this application is in condition for allowance closed in accordance with the practice under Ex pa	except for formal matters, prosecution as to the merits is arte Quayle, 1935 C.D. 11; 453 O.G. 213.
Disposition of Claims	
4) X Claim(s) 1 and 3-21	is/are pending in the application.
4a) Of the above, claim(s)	is/are withdrawn from consideratio
5) Claim(s)	is/are allowed.
6) 💢 Claim(s) <u>1 and 3-21</u>	is/are rejected.
7) Claim(s)	is/are objected to.
8) Claims	are subject to restriction and/or election requirement
Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/a 11) The proposed drawing correction filed on 12) The oath or declaration is objected to by the Exam	is: a approved b disapproved.
Priority under 35 U.S.C. § 119	
13) Acknowledgement is made of a claim for foreign p	priority under 35 U.S.C. § 119(a)-(d).
a) ☐ All b) ☐ Some* c) ☐ None of:	
1. Certified copies of the priority documents have	
_	ve been received in Application No
 Copies of the certified copies of the priority of application from the International Bure *See the attached detailed Office action for a list of the 	
14) Acknowledgement is made of a claim for domestic	c priority under 35 U.S.C. § 119(e).
Attachment(s)	
15) X Notice of References Cited (PTO-892)	18) Interview Summary (PTO-413) Paper No(s).
16) Notice of Draftsperson's Patent Drawing Review (PTO-948)	19) Notice of Informal Patent Application (PTO-152)
17) Information Disclosure Statement(s) (PTO-1449) Paper No(s).	20) Other:

Art Unit: 2176

DETAILED ACTION

1. This action is responsive to communications: Box CPA, and Response to Office Action (hereinafter "the Response"), both filed on 10/3/2001 to the original application filed on 6/17/1998.

- 2. The rejection of claims 1, 3-6, 10-15, 19-20 under 35 U.S.C. 103(a) as being unpatentable over Van De Vanter and Fukunaga has been withdrawn as necessitated by the Response.
- 3. The rejection of claims 7-9, 16-18 under 35 U.S.C. 103(a) as being unpatentable over Van De Vanter, Fukunaga, and Gipson has been withdrawn as necessitated by Applicant's 35 U.S.C. 103© declaration on page 5 of the Response (paper #18).
- 4. Claims 1, 3-21 are pending in this case. Claims 1, 10, 15, 21 are independent claims.

Continued Prosecution Application

5. The request filed on 10/3/2001 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 09/098,366 is acceptable and a CPA has been established. An action on the CPA follows.

Claim Rejections - 35 USC § 103

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Art Unit: 2176

7. Claims 1, 3-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Van De Vanter, U.S. Patent No. 5,857,212 issued January 1999, in view of Fukunaga, U.S. Patent No. 5,627,948 issued May 1997.

In regard to independent claim 1, Van De Vanter teaches a location of a cursor over existing text (Van De Vanter column 21 lines 65-67; compare with amended claim 1(a) "determining whether a location of a cursor in the electronic document is positioned over existing text, wherein the existing text includes existing paragraph marks, existing characters or existing spaces").

Van De Vanter teaches text editing by managing movement and placement of a cursor relative to text positions (Van De Vanter column 21 lines 65-67, column 12 lines 22-29; compare with amended claim 1(b) "collecting context information regarding the location of the cursor in the electronic document by: if the location of the cursor is positioned over existing text, then collecting context information associated with the existing text").

Van De Vanter does not specifically teach collecting said information proximate to cursor location. However, Fukunaga teaches collecting contextual formatting information of text lines proximate to a cursor position not located over text (Fukunaga Figure 4, also column 3 lines 64-67, column 4 lines 1-10; compare with amended claim 1(b) "otherwise, collecting context information associated with existing text that is proximate to the location of the cursor"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of collecting format information, providing a way to establish format and display correspondence to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Art Unit: 2176

Van De Vanter teaches a rule selected from a plurality of rules subsequent to user input (Van De Vanter column 16 lines 65-67, column 17 lines 1-5; compare with amended claim 1© "selecting one of a plurality of rules based on the collected context information").

Van De Vanter teaches changing cursor presentation (Van De Vanter column 36 lines 59-67; compare with amended claim 1(d) "in response to selecting the rule, changing a presentation of the cursor to indicate an anticipated location of the insertion point..."). Van De Vanter does not specifically teach indication of formatting types in close proximity. However, Fukunaga teaches display of formatting information proximate to cursor location, subsequent to a change in said cursor location (Fukunaga Figures 3, 4 items K, 301-307; compare with claim 1(d) "...and a type of formatting that will be applied to text and objects located in close proximity to the cursor location"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of format change and display, providing a way to easily show formatting changes to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Van De Vanter teaches the use of cursor movement and placement management (Van De Vanter column 12 lines 22-29; compare with claim 1(e) "determining whether an indication has been received to place the insertion point in the electronic document").

Van De Vanter teaches a method whereby a cursor is positioned in a displayed program for editing purposes (Van De Vanter column 12 lines 58-63). Van De Vanter does not specifically teach performing formatting. However, Fukunaga teaches performing formatting relative to cursor placement (Fukunaga Figures 3, 4 items K, 301-307; compare with claim 1(f) "if so, then performing formatting to place the insertion point in the electronic document"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of

Art Unit: 2176

format change and display, providing a way to easily show formatting changes to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

In regard to dependent claim 3, Van De Vanter teaches various types of mouse clicks that can be used in the embodiment of the invention as disclosed by Van De Vanter (Van De Vanter column 9 lines 42-44; compare with claim 3).

In regard to dependent claim 4, Van De Vanter does not specifically teach the repeating of steps 1(a) - 1(f) of amended claim 1 upon no indication of cursor placement. However, Van De Vanter teaches repeating the visual offset calculation of alignment markers (Van De Vanter abstract at bottom, also column 42 lines 54-57; compare with claim 4). Claim 4 would have been obvious to one of ordinary skill in the art at the time of the invention, in view of Van De Vanter, because of Van De Vanter's taught advantage of repetition, providing a way to display a complete formatting change to the method as taught by Van De Vanter.

In regard to dependent claim 5, Van De Vanter does not specifically teach a method of formatting comprising the addition/deletion of document formatting properties. However, Fukunaga teaches the changing of format properties (Fukunaga Figures 3, 4, also column 4 lines 8-10; compare with amended claim 5). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply the teaching of Fukunaga to the method of Van De Vanter, because of Fukunaga's taught advantage of format changing, providing increased textual correctness to the method as taught by Van De Vanter.

Art Unit: 2176

In regard to dependent claim 6, Van De Vanter teaches localized lexical analysis performed subsequent to an insertion point defining a position of user editing, said position indicated by a cursor over text (Van De Vanter column 4 lines 25-33, column 21 lines 65-67; compare with amended claim 6).

In regard to dependent claims 7-8, Van De Vanter does not specifically teach associating a rule with formatting steps, as well as matching context information with a trigger, and selecting a coinciding rule. However, these limitations would have been obvious to one of ordinary skill in the art at the time of the invention, in view of Van De Vanter, because Van De Vanter teaches how a keystroke executive and a tokenizer respond to a "delete net character" command issued by a user (Van De Vanter column 25 lines 44-50, and Table 6, 7). Certain positional rules are selected and implemented which are dependent upon a cursor position, which suggests triggering events and formatting steps eventually resulting in a final position (compare with claims 7-8), providing the advantage of rules based triggered events for modifying position displays.

In regard to dependent claim 9, a computer-readable medium (ie. diskette, hard disk, etc.) is known in the software art.

In regard to independent claim 10, Van De Vanter teaches a location of a cursor over existing text (Van De Vanter column 21 lines 65-67; compare with amended claim 10(a) "determining whether a location of a cursor in the electronic document is positioned over existing text, wherein the existing text includes existing paragraph marks, existing characters or existing spaces").

Art Unit: 2176

Van De Vanter teaches text editing by managing movement and placement of a cursor relative to text positions (Van De Vanter column 21 lines 65-67, column 12 lines 22-29; compare with amended claim 10(b) "collecting context information regarding the location of the cursor in the electronic document by: if the location of the cursor is positioned over existing text, then collecting context information associated with the existing text").

Van De Vanter does not specifically teach collecting said information proximate to cursor location. However, Fukunaga teaches collecting contextual formatting information of text lines proximate to a cursor position not located over text (Fukunaga Figure 4, also column 3 lines 64-67, column 4 lines 1-10; compare with amended claim 10(b) "otherwise, collecting context information associated with existing text that is proximate to the location of the cursor"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of collecting format information, providing a way to establish format and display correspondence to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Van De Vanter teaches a rule selected from a plurality of rules subsequent to user input (Van De Vanter column 16 lines 65-67, column 17 lines 1-5; compare with amended claim 10© "applying the collected context information...", and "...to determine whether the collected information coincides with one of the plurality of rules"). Van De Vanter also teaches the use of a database for storing lexical rules (see Van De Vanter column 11 lines 54-57; compare with amended claim 10© "...to a database of a plurality of rules...").

In addition, Van De Vanter teaches a method of cursor selection and display based upon insertion point position resulting in different editing behaviors and cursor presentations (Van De Vanter column 36

Application/Control Number: 09/098,366

Art Unit: 2176

lines 59-67, column 37 lines 1-2; compare with amended claim 10(d) "if so, then determining one of a

plurality of cursors associated with the coinciding rule", and 10(e) "displaying the associated cursor").

In regard to dependent claim 11, Van De Vanter teaches the presentation of an I-beam cursor

Page 8

based upon the position of an insertion point in the document (Van De Vanter column 37 lines 19-24;

compare with claim 11).

In regard to dependent claim 12, Van De Vanter teaches a method of alignment markers placed

around tokens for centering lines, and automatic aligning between lines (Van De Vanter column 39 lines 9-

23; compare with claim 12).

In regard to dependent claim 13, Van De Vanter does not specifically teach the repeating of steps

10(a) - 10(e) of amended claim 10 upon movement of cursor placement. However, Van De Vanter teaches

repeating the visual offset calculation of alignment markers (Van De Vanter abstract at bottom, also column

42 lines 54-57; compare with claim 13). Claim 13 would have been obvious to one of ordinary skill in the art

at the time of the invention, in view of Van De Vanter, because of Van De Vanter's taught advantage of

repetition, providing a way to display a complete formatting change to the method as taught by Van De

Vanter.

In regard to dependent claim 14, claim 14 reflects the computer program product comprising

computer readable instructions used for implementing the methods as claimed in claim 13, and is rejected

using the same rationale.

Art Unit: 2176

In regard to independent claim 15, Van De Vanter teaches a location of a cursor over existing text (Van De Vanter column 21 lines 65-67; compare with amended claim 15(a) "determining whether a location of a cursor in the electronic document is positioned over existing text, wherein the existing text includes existing paragraph marks, existing characters or existing spaces").

Van De Vanter teaches text editing by managing movement and placement of a cursor relative to text positions (Van De Vanter column 21 lines 65-67, column 12 lines 22-29; compare with amended claim 15(b) "collecting context information regarding the location of the cursor in the electronic document by: if the location of the cursor is positioned over existing text, then collecting context information associated with the existing text").

Van De Vanter does not specifically teach collecting said information proximate to cursor location. However, Fukunaga teaches collecting contextual formatting information of text lines proximate to a cursor position not located over text (Fukunaga Figure 4, also column 3 lines 64-67, column 4 lines 1-10; compare with amended claim 15(b) "otherwise, collecting context information associated with existing text that is proximate to the location of the cursor"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of collecting format information, providing a way to establish format and display correspondence to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Van De Vanter teaches a rule selected from a plurality of rules subsequent to user input (Van De Vanter column 16 lines 65-67, column 17 lines 1-5; compare with amended claim 15© "applying the collected context information...", and "...to determine whether the collected information coincides with one of the plurality of rules"). Van De Vanter also teaches the use of a database for storing lexical rules

Art Unit: 2176

(Van De Vanter column 11 lines 54-57; compare with amended claim 15© "...to a database of a plurality of rules...").

In addition, Van De Vanter teaches a method of matching an I-beam cursor relevant to various insertion point positions (Van De Vanter column 36 lines 64-67, column 37 lines 1-3; compare with amended claim 15(d) "if so, then adjusting the location of the insertion point based upon the coinciding rule", and 15(e) "determining whether the location of the insertion point matches the location of the cursor").

Van De Vanter does not specifically teach the repeating of steps 15(a) - 15(e). However, Van De Vanter teaches repeating the visual offset calculation of subsequent alignment markers (Van De Vanter abstract at bottom, also column 42 lines 54-57; compare with amended claim 15(f) "if not, then repeating steps (a) - (e)"). Claim 15(f) would have been obvious to one of ordinary skill in the art at the time of the invention, in view of Van De Vanter, because of Van De Vanter's taught advantage of repetition, providing a way to display a complete formatting change to the method as taught by Van De Vanter.

In regard to dependent claims 16, claim 16 incorporates substantially similar subject matter as claimed in claim 8, and is rejected along the same rationale.

In regard to dependent claims 17-18, Van De Vanter teaches an embodiment involving secondary memory (Van De Vanter column 8 lines 25-29; compare with claim 17). A computer-readable medium (ie. diskette, hard disk, etc.) is known in the software art (compare with claim 18).

ż

Art Unit: 2176

In regard to dependent claim 19, Van De Vanter teaches a method of a token stream, whereby dynamic user input results in updating insertion points and cursor positions of each dynamic editing action which can be used with a mouse (Van De Vanter column 4 lines 25-35, column 9 lines 42-44; compare with claim 19).

In regard to dependent claim 20, Van De Vanter teaches a method of an insertion point defining an actual editing location, said cursor location and analysis is updated subsequent to a user edit (Van De Vanter column 4 lines 25-35; compare with claim 20).

In regard to independent claim 21, Van De Vanter teaches a location of a cursor over existing text (Van De Vanter column 21 lines 65-67; compare with amended claim 21(a) "determining whether a location of a cursor in the electronic document is positioned over an existing line").

Van De Vanter teaches text editing by managing movement and placement of a cursor relative to text positions (Van De Vanter column 21 lines 65-67, column 12 lines 22-29; compare with amended claim 21(b) "collecting context information regarding the location of the cursor in the electronic document by: if the location of the cursor is positioned over an existing line, then collecting context information associated with the existing line").

Van De Vanter does not specifically teach collecting said information proximate to cursor location. However, Fukunaga teaches collecting contextual formatting information of text lines proximate to a cursor position not located over text (Fukunaga Figure 4, also column 3 lines 64-67, column 4 lines 1-10; compare with amended claim 21(b) "otherwise, collecting context information associated with an existing line that is proximate to the location of the cursor"). It would have been obvious to one of ordinary skill in the art at

Art Unit: 2176

the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of collecting format information, providing a way to establish format and display correspondence to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Van De Vanter teaches a rule selected from a plurality of rules subsequent to user input (Van De Vanter column 16 lines 65-67, column 17 lines 1-5; compare with amended claim 21© "selecting one of a plurality of rules based on the collected context information").

Van De Vanter teaches changing cursor presentation (Van De Vanter column 36 lines 59-67; compare with amended claim 21(d) "in response to selecting the rule, changing a presentation of the cursor to indicate an anticipated location of the insertion point..."). Van De Vanter does not specifically teach indication of formatting types in close proximity. However, Fukunaga teaches display of formatting information proximate to cursor location, subsequent to a change in said cursor location (Fukunaga Figures 3, 4 items K, 301-307; compare with claim 21(d) "...and a type of formatting that will be applied to text and objects located in close proximity to the cursor location"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of format change and display, providing a way to easily show formatting changes to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Van De Vanter teaches the use of cursor movement and placement management (Van De Vanter column 12 lines 22-29; compare with claim 21(e) "determining whether an indication has been received to place the insertion point in the electronic document").

Van De Vanter teaches a method whereby a cursor is positioned in a displayed program for editing purposes (Van De Vanter column 12 lines 58-63). Van De Vanter does not specifically teach performing formatting. However, Fukunaga teaches performing formatting relative to cursor placement (Fukunaga

Art Unit: 2176

Figures 3, 4 items K, 301-307; compare with claim 21(f) "if so, then performing formatting to place the insertion point in the electronic document"). It would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of format change and display, providing a way to easily show formatting changes to Van De Vanter (Fukunaga column 1 lines 66-67, column 2 lines 1-2).

Response to Arguments

8. Applicants arguments specifically regarding claims 7-9, 16-18 are moot in view of the new round of rejections. Applicant's arguments filed 10/3/2001 have been fully and carefully considered but they are not persuasive.

Applicant argues on page 2 of the Response that Van De Vanter does not describe determining whether a location of a cursor is positioned over existing text because Van De Vanter only permits a cursor to be positioned over existing elements. The Examiner notes that Van De Vanter teaches determination of token streams, and it is clear that said token streams comprise textual elements as shown in Van De Vanter, column 22 Table 3. In addition, even if one were to interpret Van De Vanter as only permitting an insertion point to be positioned over existing elements, this would imply that Van De Vanter's system has made a determination in support of the above.

Applicant argues on page 2 of the Response that Van De Vanter discusses an insertion point, as opposed to Applicant's claimed limitations which recite a cursor and in insertion point. The Examiner notes that it would have been obvious to one of ordinary skill in the art at the time of the invention to interpret a mouse cursor as a pointing cursor, as well as an input cursor. A mouse cursor within a Windows text editor environment plays an integral part in the insertion process because it defines the position (via mouse control)

•

Art Unit: 2176

of text input. In addition, it is commonly known that a mouse cursor will change shape from an arrow to an I-beam when placed over text areas, said cursor defining placement of insertion subsequent to a left mouse click (ie. WordPerfect, or Word in a Windows environment).

Applicant argues on pages 2-3 of the Response that claim 1 has been amended to clarify that a cursor can be positioned in a location that is not over existing paragraph marks, existing characters, or existing spaces. The Examiner notes that claim 1 limitation (a) claims in part, "...wherein the existing text includes paragraph marks, existing characters, or existing spaces. When one skilled in the art encounters existing text of a displayed document in a text editor environment, it is obvious that said text includes one of the above mentioned items. The Examiner notes that Fukunaga shows a "line return" indicative of a line with no existing text (Fukunaga Figure 4 item 307, also column 3 lines 51-53). This is indicative of blank lines or paragraphs (paragraph marks with no existing text) to which a cursor is placed. To preserve page layout presentation of a document, information regarding blank lines or paragraphs are recorded relative to the existence and position of existing text as presently claimed. In this way, Fukunaga teaches areas (in a word processor environment) both with and without existing text, and it is obvious to one of ordinary skill in the art for context associations between said areas to exist in order to preserve page layout presentation.

Applicant argues on page 2-3 of the Response that Fukunaga does not teach collecting context information, and that there is no motivation to combine references. The Examiner notes that Fukunaga teaches collecting contextual formatting information of text lines proximate to a cursor position not located over text, and it would have been obvious to one of ordinary skill in the art at the time of the invention to apply Fukunaga to Van De Vanter, because Fukunaga's taught advantage of collecting format information, providing a way to establish format and display correspondence to Van De Vanter. Van De Vanter teaches changing cursor presentation shapes.

Art Unit: 2176

Applicant argues on page 4 of the Response that Van De Vanter does not teach the repeating steps of the independent claims. The Examiner notes that Van De Vanter teaching of repeating the visual offset calculation of alignment markers suggests repetition of operations, providing a way to display a complete formatting change to the method as taught by Van De Vanter.

Applicant argues on page 4-5 of the Response that the cited art does not teach the limitations of claims 5, 6, and 12. The Examiner notes that Fukunaga teaches the changing of format properties, and Van De Vanter teaches localized lexical analysis performed subsequent to an insertion point defining a position of user editing, said position indicated by a cursor over text. Van De Vanter also teaches alignment markers placed around tokens for centering lines, as well as automatic alignment between lines

Conclusion

9. Prior art made of record and not relied upon is considered pertinent to disclosure.

Dinkelacker U.S. Patent No. 6,092,068 issued 07/2000

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to William Bashore whose telephone number is (703) 308-5807. The examiner can normally be reached on Monday through Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Heather Herndon, can be reached on (703) 308-5186.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-3900.

Art Unit: 2176

11. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks Washington, D.C. 20231

or faxed to:

(703) 746-7239 (for formal communications intended for entry)

or:

(703) 746-7240 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

or:

(703) 746-7238 (for after-final communications)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Fourth Floor (Receptionist).

William L. Bashore 12/6/2001

JOSEPH H. FEILD PRIMARY EXAMINER